	IN THE UNITED STATES PA	TENT AND TRADEMARK OFFICE 14PS Ros'd PCT/PTO 18 JUL 2006
Applicants	Carl Berthelette, et al.	MES WOUNDED TO DOUGHOUS
Serial No. Filed:	To be assigned	Art Unit: Examiner:
DIAF	RIC OXIDE RELEASING PRODRUGS OF RYL-2-(5H)-FURANONES AS ELOOXYGENASE-2 INHIBITORS	
		<i></i>

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

INFORMATION DISCLOSURE STATEMENT **UNDER 37 CFR 1.97**

Sir:

- 1. In compliance with 37 C.F.R. 1.97, submitted on the attached form herewith is a list of patents, publications or other information which are requested to be made of record in this application. This Information Disclosure Statement is not an admission that any patent, publication or other information referred to herein is "prior art" for this invention. In accordance with 37 C.F.R. 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. 1.56(b).
- 2. In accordance with 37 C.F.R. 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made.
- 3. Applicants respectfully request that the Examiner initial the attached form after reviewing the pertinence of each reference.
- Pursuant to 37 C.F.R. 1.98 (a)(2)(ii), copies of each cited U.S. patent and each U.S. patent application publication are not enclosed herewith.

I hereby certify that this corre	espondenee is being deposited
with the United States Posta	l Service as first class mail in
an envelope addressed to:	Commissioner for Patents,
P.O. Box 1450, Alexandria, '	Virginia 22313-1450, on the
date appearing below.	

MERCK & COL INC.

ALL REFERENCES CONSIDERED EXCEP

10/586**573** PATENT Case No. <u>MC103P</u>

RELATED APPLICATION

INFORMATION DISCLOSHER STATEMENT 18 JUL 2006

5. Pursuant to 37 C.F.R. 1.98(d), copies of references listed on the attached form that were submitted to or cited by the Office in a related application upon which the instant application relies for an earlier filing date under 35 U.S.C. 120 are not enclosed. Related application(s) in which references were submitted to or cited by the Office are as follows:

	U. S. SERIAL NUMBER	FILING DATE	MERCK CASE
If th	is is inconvenient, additional copies will be submitted upon request		
(6. In accordance with 37 C.F.R. 1.97, (check one)		
\checkmark	the attached information is filed within three months of the filing dat	e of the captioned case.	
	the attached information is filed more than three months after the file Office Action on the merits.	ling date but prior to the r	mailing of a first
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	Office Action on the merits, but before the mailing date of a Final A	ction, Notice of Allowance	e, or an action that
	each item of information contained in this Information Disclosure St from a foreign patent office in a counterpart foreign application not Statement.	tatement was first cited in more than three months	any communication prior to the filing of this
	the attached information is filed within three months of the filing date of the captioned case. the attached information is filed more than three months after the filing date but prior to the mailing of a first Office Action on the merits. the attached information is filed before the mailing of a first Office action after the filing of a request for continued examination under §1.114. the attached information is being filed more than three months after the filing date and after the mailing of a first Office Action on the merits, but before the mailing date of a Final Action, Notice of Allowance, or an action that otherwise closes prosecution in the application. The enclosed authorization is therefore given to charge Deposit Account No. 13-2755 for the fee required under 37 C.F.R. 1.17(p). each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this		
	foreign patent office in a counterpart foreign application, and, to the after making reasonable inquiry, was known to any individual design	knowledge of the persor	n signing the certification
	· I	Respectfully submitted,	

By: Raynard Yuro
Attorney For Applicant(s)

Reg. No. 45,570

MERCK & CO., INC. Patent Dept., RY60-30

P.O. Box 2000

Rahway, N.J. 07065-0907

(732)594-<u>0182</u>

Date: July 18, 2006

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Substitute for form 1449A/PTO				COMPLETE IF KNOWN		
	NFORMATION	DIS	CLOSURE	Application Number	To be assigned 11/586573	
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3	STATEMENT BY APPLICANT			First Named Inventor	Berthellette, et al.	
				Group Art Unit		
	(use as many sheets	as n	ecessary)	Examiner Name		
Sheet	1	of	. 1	Attorney Docket Number	MC103P	

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No.	U.S. Patent Document Number	Kind Code if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	
			 			
						
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			FOREIG	N PATENT	T DOCUMENTS	
Examiner Initials*	Cite No.	Foreign Patent Document Office Number		Kind Code (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
			WO 03/084550		NICOX S.A.	10/16/2003
			WO 98/09948		NICOX S.A.	03/12/1998
			WO 2004/011421		MERCK FROSST CANADA & CO.	02/05/2004
			WO 97/28120		MERCK FROSST CANADA & CO.	08/07/1997
			WO 01/45703		NITROMED, INC.	06/28/2001
			WO 2004/103955		MERCK FROSST CANADA & CO.	12/02/2004
			WO 03/103602		NITROMED, INC.	12/18/2003
			WO 2004/002420		NITROMED, INC.	01/08/2004
			WO 95/30641		NICOX LIMITED	11/16/1995

Examiner Signature /Valerie Rodriguez-garcia/ Date Considered 06/25/2009